IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 5916 (S/S) of 2001
Old No. W.P. No.11587 of 1999

Jahir Husain,
Son of Sri Shabbir Husain,
R/o Village – Mahmudpur,
Tehsil-Roorkee,
District-Haridwar. ....Petitioner

Versus

1. State of Uttar Pradesh, through Secretary, Forest Department, Vidhan Bhawan, Lucknow.
2. The Principal Chief Conservator of Forest, 17 Rana Pratap Marg, Lucknow.
3. Chief Conservator of Forest, (Social Forestry) Civil Lines, Bareilly.
4. Conservator of Forest, Social Forestry, Meerut Circle, Meerut.
5. Divisional Forest Officer/Divisional Director, Social Forestry, Bilkeshwar, Haridwar.

...Respondents

Sri P.C. Jhingan, learned counsel for the petitioner.
Learned Standing Counsel for the State

Hon'ble M.M. Ghildiyal, J.

Heard learned counsel for the petitioner and learned Standing Counsel.

The petitioner claim himself to be the daily wage employee in the Forest Department and covered by the decision given by the Hon'ble Supreme Court in Civil Appeal no. 3634 of 1998 (State of U.P. and others Vs. Putti Lal). Learned Counsel for the petitioner and learned Standing Counsel agree that direction may be given to the

respondents to consider the case of the petitioner in the light of the aforesaid judgment of the Apex Court in case the petitioner is covered by the said decision of the Hon'ble Supreme Court he may be regularized and minimum of pay scale be also paid to them until his services are regularized. Let the necessary exercise be done within a period of six weeks.

Writ petition is disposed of accordingly.

(M.M. Ghildiyal, J)

November 19, 2004
S.K.Sharma